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7 **IN THE UNITED STATES DISTRICT COURT**
8 **FOR THE DISTRICT OF OREGON**

9 DAVID PITTS,

10 Plaintiff,

11 v.

12 G4S SECURE SOLUTIONS (USA)
13 INC., a foreign business corporation;
14 STEWART BECKER, an individual;
15 PAUL TRAYNOR, an individual; and
16 FACEBOOK, INC., a foreign business
17 corporation,

18 Defendants.

Case No. 3:20-cv-00074

**AFFIDAVIT OF SERGIO MADRID
IN SUPPORT OF RULE 12(b)(6)
MOTION TO DISMISS CLAIMS
THREE, FIVE, SIX AND SEVEN OF
PLAINTIFF'S COMPLAINT**

19 I, Sergio Madrid, affirm under penalty of perjury:

- 20 1. I am the Vice President of Human Resources for the Western Region of G4S Secure
21 Solutions (USA) Inc. ("G4S").
22 2. I have personal knowledge of the facts set forth in this Affidavit, or know them in my
23 capacity as a G4S employee based on my review of corporate records created and maintained
24 by G4S in the regular course of its business and, if called to testify, I could and would testify
competently to them.

25 **AFFIDAVIT IN SUPPORT OF MOTION
TO DISMISS PLAINTIFF'S
COMPLAINT**

1 3. G4S contracts with Facebook, Inc. ("Facebook") to provide security personnel and services
2 to Facebook in various locations throughout Oregon.

3 4. The security personnel G4S assigns to provide security services to Facebook are G4S
4 employees throughout their assignment.

5 5. Plaintiff, David Pitts, was employed by G4S from June 23, 2017 to July 14, 2018.

6 6. Defendant, Stewart Becker, was employed by G4S from January 11, 2008 to August 2,
7 2018.

8 7. Defendant, Paul Traynor, has been employed by G4S since February 10, 2017.

9 8. Facebook does not have the right to control G4S security personnel.

10 9. G4S maintains sole responsibility for hiring and firing security personnel.

11 10. G4S is responsible for day-to-day supervision and sets the terms and conditions of
12 employment for security personnel.

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14 Consistent with 28 U.S.C.A. § 1746, by my signature below I declare, under penalty of
15 perjury, that the foregoing is true and correct.

16
17 Dated: February 3, 2020



18 Sergio Madrid

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25 **AFFIDAVIT IN SUPPORT OF MOTION
TO DISMISS PLAINTIFF'S
COMPLAINT**

CERTIFICATE OF SERVICE

I hereby certify that I caused to be served the foregoing **Affidavit of Service Madrid in Support of Rule 12(b)(6) Motion to Dismiss Claims Three, Five, Six and Seven of Plaintiff's Complaint** on the date indicated below,

- ☒ Via First-Class Mail with postage prepaid
- ☒ Via Electronic Filing
- ☐ Via Facsimile Transmission
- ☐ Via Hand Delivery
- ☐ Via Overnight Delivery

to the following person(s) a true copy thereof, contained in a sealed envelope (if other than by facsimile transmission), addressed to said person(s) at their last known addresses indicated below:

Philip R. Anderson
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Of Attorneys for Plaintiff

DATED February 3, 2020.

GARRETT HEMANN ROBERTSON P.C.

s/ Luke W. Reese
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Of Attorneys for Defendants

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s/ Kelly Eisenlohr-Moul
Kelly Eisenlohr-Moul (*Pro Hac Vice*)
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Of Attorneys for Defendants

CERTIFICATE OF SERVICE:

Pitts v. G4S Secure Solutions (USA) Inc., et al.